I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington D.C. 20231.

Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

William F. Strutz Thomas R. Berger Scott W. Anderson

Serial No.: 10/043,904

Filed: January 11, 2002

For: METHODS OF OPERATING A FOOD WASTE DISPOSER HAVING A VARIABLE SPEED MOTOR

Group Art Unit: 3725

Examiner: Unassigned

Atty. Dkt. No.: EISE:096--2

(10807.0096.DVUS02)

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents Washington, DC 20231

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on the attached Form PTO-1449 be considered by the Examiner and made of Record. Copies of the listed documents, as required by 37 C.F.R. § 1.98(a)(2), as well as a copy of the International Search Report, are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R. §§ 1.97(g), (h), this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be

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construed to be an admission that the information cited is, or is considered to be, prior art or material to patentability as defined in 37 C.F.R. § 1.56(b).

This Statement is being filed prior to the receipt of a first Office Action reflecting an examination on the merits, and hence is believed to be timely in accordance with 37 C.F.R. § 1.97(b). Accordingly, no fee is believed to be due. Should any fees be deemed necessary, however, the Commissioner is hereby authorized to charge any additional fees which may be required to Deposit Account No.: 01-2508/10807.0096.DVUS02/LWT.

Applicants respectfully request that the listed documents be made of record in the present case, and that the Examiner initial the spaces on Form PTO-1449 to evidence the same.

Respectfully submitted,

Terril G. Lewis

Reg. No. 46,065

Attorney for Applicant

Howrey Simon Arnold & White, LLP 750 Bering Drive Houston, TX 77057-2198 (713) 787-1400

Date:

Form	PΤ	<b>O</b> -3	1449	(modified)
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ist of Patents and Publications for Applicant's

(Use several sheets if necessary)

10807.0096.DVUS02 **Applicant** 

Atty. Docket No.

Serial No.: 10/043,904

William F. Strutz, Thomas R. Berger, Scott W.

Anderson

Filing Date:

Group:

January 11, 2002

3725

atent Documents See Page 1

**Foreign Patent Documents** See Page 1

Other Art

See Page 1

## **U.S. Patent Documents**

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.
	A1	4,793,561	12/27/88	Burda, D.S.	241	36	05/24/82
	A2	4,888,512	12/19/89	Shimizu, M.	310	156	04/06/88
	A3	4,998,052	03/05/91	Erdman, et al.	318	701	07/28/89
	A4	5,111,096	05/05/92	Horst, G.E.	310	168	03/15/91
	A5	5,545,938	08/13/96	Mecrow, B.C.	310	156	12/09/92
	A6	5,687,918	11/18/97	Kubota, et al.	241	23	03/15/95
	A7	5,866,965	02/02/99	Baronosky, et al.	310	208	02/19/93
	A8	5,897,066	04/27/99	Bacon, et al.	241	160	04/07/97
	A9						

## **Foreign Patent Documents**

Exam. Init.	Ref. Des.	Document Number	Date	Country	Class	Sub Class	Translation Yes/No
•	<b>B</b> 1						
	B2						· <del></del> -

## Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation				
	C1	International Search Report for PCT Application No. PCT/US01/30279 dated January 22, 2002.				
	C2					
	C3	C MA				
	C4	2 % C				
		8 2 ENTE				
		7002 TER R3				

**EXAMINER:** 

DATE CONSIDERED:

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.